

AMENDMENT OF SOLICITATION/MODIFICATION OF CONTRACT				1. CONTRACT ID CODE <div style="text-align: center;">J</div>		PAGE OF PAGES <div style="text-align: center;">1 2</div>	
2. AMENDMENT/MODIFICATION NO. 0005		3. EFFECTIVE DATE 02-May-2005		4. REQUISITION/PURCHASE REQ. NO. W16ROE-5068-0627		5. PROJECT NO.(If applicable)	
6. ISSUED BY USA ENGINEER DISTRICT, NEW YORK ATTN: CENAN-CT ROOM 1843 26 FEDERAL PLAZA NEW YORK NY 10278		CODE W912DS		7. ADMINISTERED BY (If other than item 6) CIVIL WORKS SECTION USACOE-NY DISTRICT ENGRG CIVIL WORKS SECT NEW YORK NY 10278-0090		CODE	
8. NAME AND ADDRESS OF CONTRACTOR (No., Street, County, State and Zip Code)				X		9A. AMENDMENT OF SOLICITATION NO. W912DS-05-B-0011	
				X		9B. DATED (SEE ITEM 11) 04-Apr-2005	
						10A. MOD. OF CONTRACT/ORDER NO.	
						10B. DATED (SEE ITEM 13)	
CODE		FACILITY CODE					
11. THIS ITEM ONLY APPLIES TO AMENDMENTS OF SOLICITATIONS							
<input checked="" type="checkbox"/> The above numbered solicitation is amended as set forth in Item 14. The hour and date specified for receipt of Offer <input type="checkbox"/> is extended, <input checked="" type="checkbox"/> is not extended. Offer must acknowledge receipt of this amendment prior to the hour and date specified in the solicitation or as amended by one of the following methods: (a) By completing Items 8 and 15, and returning <u>1</u> copies of the amendment; (b) By acknowledging receipt of this amendment on each copy of the offer submitted; or (c) By separate letter or telegram which includes a reference to the solicitation and amendment numbers. FAILURE OF YOUR ACKNOWLEDGMENT TO BE RECEIVED AT THE PLACE DESIGNATED FOR THE RECEIPT OF OFFERS PRIOR TO THE HOUR AND DATE SPECIFIED MAY RESULT IN REJECTION OF YOUR OFFER. If by virtue of this amendment you desire to change an offer already submitted, such change may be made by telegram or letter, provided each telegram or letter makes reference to the solicitation and this amendment, and is received prior to the opening hour and date specified.							
12. ACCOUNTING AND APPROPRIATION DATA (If required)							
13. THIS ITEM APPLIES ONLY TO MODIFICATIONS OF CONTRACTS/ORDERS. IT MODIFIES THE CONTRACT/ORDER NO. AS DESCRIBED IN ITEM 14.							
A. THIS CHANGE ORDER IS ISSUED PURSUANT TO: (Specify authority) THE CHANGES SET FORTH IN ITEM 14 ARE MADE IN THE CONTRACT ORDER NO. IN ITEM 10A.							
B. THE ABOVE NUMBERED CONTRACT/ORDER IS MODIFIED TO REFLECT THE ADMINISTRATIVE CHANGES (such as changes in paying office, appropriation date, etc.) SET FORTH IN ITEM 14, PURSUANT TO THE AUTHORITY OF FAR 43.103(B).							
C. THIS SUPPLEMENTAL AGREEMENT IS ENTERED INTO PURSUANT TO AUTHORITY OF:							
D. OTHER (Specify type of modification and authority)							
E. IMPORTANT: Contractor <input type="checkbox"/> is not, <input type="checkbox"/> is required to sign this document and return _____ copies to the issuing office.							
14. DESCRIPTION OF AMENDMENT/MODIFICATION (Organized by UCF section headings, including solicitation/contract subject matter where feasible.) The purpose of this amendment 0005 is to include the attached clarifications to the original solicitation W912DS-05-B-0011 for the Waterbury Dam Mitigation Project, Waterbury, Vermont. Faxed acknowledgement is authorized for this amendment only; please fax to 212-264-3013. The Bid Opening for this solicitation remains 03 May 2005 at 11:00 A.M. ALL OTHER TERMS AND CONDITIONS OF THE SOLICITATION REMAIN UNCHANGED.							
Except as provided herein, all terms and conditions of the document referenced in Item 9A or 10A, as heretofore changed, remains unchanged and in full force and effect.							
15A. NAME AND TITLE OF SIGNER (Type or print)				16A. NAME AND TITLE OF CONTRACTING OFFICER (Type or print)			
				TEL: _____ EMAIL: _____			
15B. CONTRACTOR/OFFEROR (Signature of person authorized to sign)		15C. DATE SIGNED		16B. UNITED STATES OF AMERICA BY _____ (Signature of Contracting Officer)		16C. DATE SIGNED 02-May-2005	

SECTION SF 30 BLOCK 14 CONTINUATION PAGE

SUMMARY OF CHANGES

SECTION SF 30 - BLOCK 14 CONTINUATION PAGE

The following have been added by full text:

WATERBURY DAM CLARIFICATIONS

1. Actual slope conditions are not the same as depicted in the contract drawings. The slope is falling away every day. How is this change to be addressed? **If it is determined that actual conditions are not the same as depicted in the contract, the Contracting Officer will address this matter.**
2. A road needs to be built to get to all areas. I assume the road will have to be taken out. What type of site restoration will be needed where the road was installed? **Please refer to the Plans and Specifications, specifically, part 3 of 01570 Work Site Access Road and Staging Area.**
3. The State park will be open during this project. What type of security will the Corps have to insure that equipment and work areas are not vandalized? **Security of the site and equipment will be the responsibility of the Contractor.**
4. The slopes to be re-vegetated are all sand. With any heavy rainstorm the topsoil will most likely fail even with erosion control mats, as there is nothing solid to anchor the mats into. If the erosion control mats are installed properly and the slope fails due to heavy rains and saturated sand how is the contractor to be compensated? **This would be determined after the said event occurred. The on-site Contracting Officer would make that determination.**
5. How much work can be completed from the top of the slopes. Just anchoring? **The Corps does not direct a Contractor on how to do his/her work, only that they adhere to the specs and remain within the construction limits.**
6. What is to be done with the trees that will come down as the slopes are cut back? What is to be done with all the tree debris that is presently down and in the way of the roadway? **To be discussed at the Pre-construction Conference with Contractor.**
7. As the speed limit for the State park is only 15mph and heavy equipment will need to be brought in through the park, will the park provide traffic control? **Coordination of traffic control is the responsibility of the Contractor.**
8. The roadway for the access area is only 10 feet wide and heavy equipment will be running over it. Will the contractor be exempt from repairs to this roadway because the roadway was not built to handle heavy equipment? **Please refer to the Plans and Specifications, especially 01570 Work Site Access Road and Staging Area.**

(End of Summary of Changes)